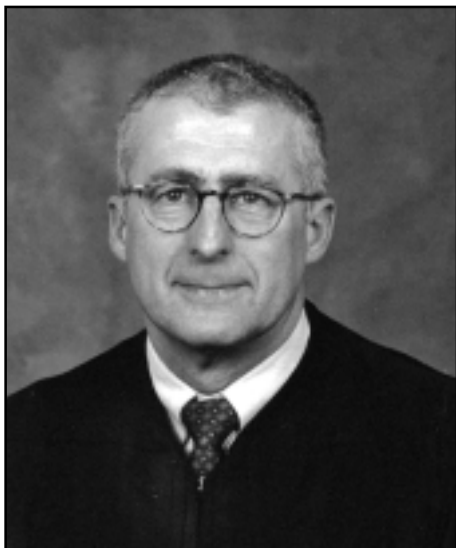


# Superior Court Judge

## Charles R. Pengilly, Fourth Judicial District

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**DATE OF BIRTH:** May 16, 1948  
**PLACE OF BIRTH:** Minneapolis, Minnesota  
**NAME OF SPOUSE:** Marcia Holland  
**CHILDREN:** Micah (5), Mitch (16)  
**MAILING ADDRESS:** 101 Lacey Street  
Fairbanks, Alaska 99701

**LENGTH OF RESIDENCY IN ALASKA:** 22 years  
Fairbanks 1980 to present

**EDUCATION:**  
Bullard High School, Fresno, California, 1966; University of California, Berkeley, 1970, B.A.; University of California School of Law (Boalt Hall), 1980, J.D.

**BUSINESS AND PROFESSIONAL POSITIONS:**  
Law clerk, Alaska Supreme Court, 1980-1981; Associate, Law Offices of Charles E. Cole, 1981-1982; Assistant Public Defender, Alaska Public Defender Agency, 1982-1984, 1986-1990; Associate, Hughes, Thorsness, Gantz, Powell & Brundin, 1984-1985; District Court Judge, 1990-1997; Superior Court Judge, 1997-present.

**SERVICE ORGANIZATION(S) MEMBERSHIP:**  
Alaska Bar Association, Alaska Commission on Judicial Conduct.

*provided and paid for by the candidate*

# Alaska Judicial Council Recommendation

## Judge Charles Pengilly, Superior Court, Fairbanks

**I. Judicial Council Evaluation.** The Alaska Judicial Council, a non-partisan citizens commission established by the Alaska Constitution, finds Judge Pengilly to be *Qualified* and recommends unanimously (5-0) that the public vote “Yes” to retain him as a superior court judge.

**II. Summary of Evaluation Information.** A survey of 2,860 attorneys in Alaska rated Judge Pengilly on sixteen categories that are summarized in the adjacent graph. Attorneys rated Judge Pengilly 3.9 on a scale of 5 on overall judicial performance. He scored highest (4.2) in the categories of “legal ability,” “conduct free from impropriety,” and “willingness to work diligently.” He scored 3.5 or better in all sixteen categories.

	Attorney Survey	Peace Officer Survey	Juror Survey	Court Employee Survey
Legal Ability	4.2	---	---	---
Impartiality	3.9	4.1	4.7	4.3
Integrity	4.1	4.2	---	4.3
Temperament	3.8	4.2	4.8	4.2
Diligence	4.1	4.2	---	4.4
Special Skills	3.8	4.0	---	---
Overall	3.9	4.2	4.7	4.2

Ratings are based on a one to five scale. Five is the best rating and three is “acceptable.”

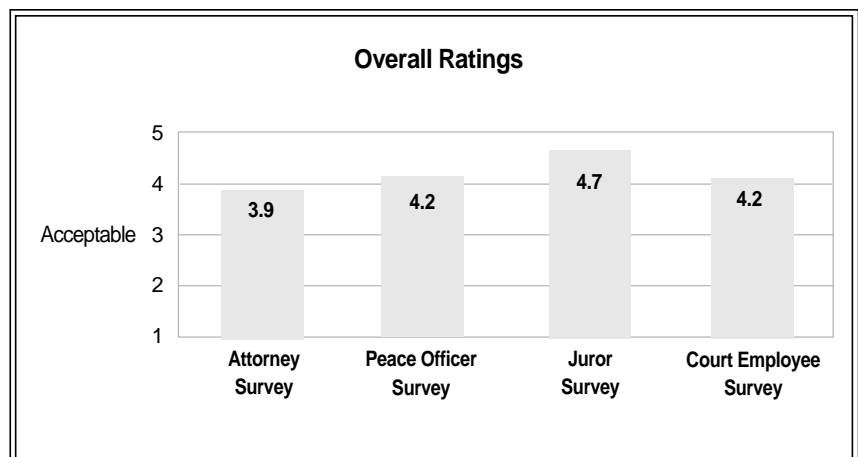
### Rating Scale

5.0 = Excellent  
 4.0 = Good  
 3.0 = Acceptable  
 2.0 = Deficient  
 1.0 = Unacceptable

A survey of 1,704 peace and probation officers in Alaska rated Judge Pengilly on twelve categories that are summarized in the adjacent graph. Peace and probation officers rated Judge Pengilly 4.2 on a scale of 5 on overall judicial performance. He scored highest (4.3) in the categories of “controls courtroom” and “promptness in making decisions.” He scored 4.0 or better in all categories.

A survey of all jurors appearing before Judge Pengilly in 2000 and 2001 rated him 4.7 on a scale of 5 on overall performance. A survey of all court employees rated him 4.2 on a scale of 5 on overall performance.

The Council also completed a background investigation including a court records check, a disciplinary records check, a review of conflict of interest statements submitted to the court system and a review of financial disclosure statements submitted to the Alaska Public Offices Commission. Attorneys, peace officers, court employees and jurors were asked to submit written comments about the judge. The Council actively encouraged the public to comment, both in writing and in a statewide public hearing teleconference.



**Recommendation: Vote “YES” to retain Judge Pengilly**

Contact the Judicial Council at 1029 W. 3rd, Suite 201, Anchorage, AK 99501 (telephone: (907) 279-2526)  
 for more detailed information, or review the information on our Internet site at:

[www.ajc.state.ak.us](http://www.ajc.state.ak.us)

November 2002